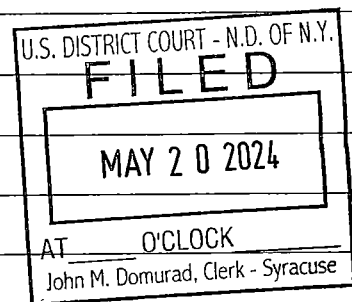


Gary Stewart 84435052
U.S.P. Big Sandy
P.O. Box 2068
Inez, Ky 41224

May 13, 2024
Re: U.S. v. Stewart 5:92cr-33

Northern District Court
of New York
100 South Clinton Street Rm 900
Syracuse, NY 13261



Dear Your Honor

It was brought to my attention by a Family who searched on line that some time in June or July 2023 someone submitted a motion to this court. There are several things wrong with it

- 1) I did not authorized anyone to do so
 - 2) it was not signed by me, my signature were forged
 - 3) I have no access to law library at Big Sandy, no typewriter or copy machine and no address or service
 - 4) Said motion did not come from this prison.
 - 5) All my correspondences with the court is hand written. I do not know who did that motion to mislead the court to believe I did.
- I am writing to let the court know that said motion is not legit.

2

As I asked the court whether the change of circumstance in regards to sentencing guideline that recently came down apply to me. In my case convicted Trigger Man Lawrence and convicted Mastermind Davidson has been released for over 4 years. I am not sure how, this is why I am asking this court to look into it.

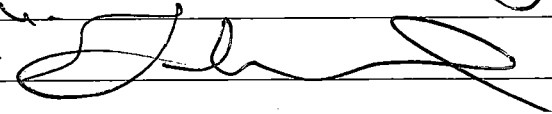
Sentencing transcript p 5 line 12, 13, 14, 15, on p 4 line 23, defence attorney argued.

"That we do believe that this court does have discretion to impose a less than Mandatory life sentence in this case" p 5 line 2. "But our argument is not only put forth on legal grounds in that memorandum but we have put forth the mitigating circumstances which we would suggest to the court would justify a less than life sentence."

The court "well I acknowledge that you did bring forth some circumstances which would arguably be mitigated and I gave that some consideration. On the other hand, again I have to rule that at least upon my examination of the law, the review of it, that I do not have the discretion absent a motion by the government or a departure, which has not been made here, and therefore I'm ruling again that there is no discretion, the life sentence is Mandatory under 18 U.S.C. section 1111."

I have no way to oppose any motion raised by the government based on the law library situation here. Thank you.

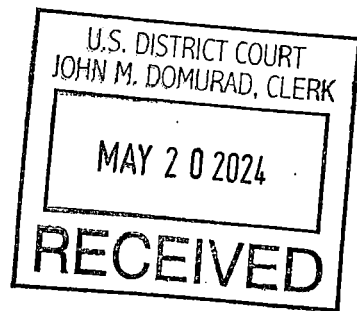
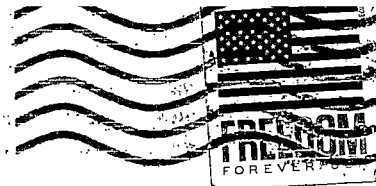
Sincerely, Gary Stewart



INMATE NAME: Stewart Gary
REGISTER # 04435052
UNITED STATES PENITENTIARY, BIG SANDY
P.O. BOX 2068
INEZ, KY. 41224

CHARLESTON WV 250

16 MAY 2024 PM 2 L



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13261-610599

